

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

**IN RE: ETHICON, INC.,
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION**

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBIT:

**JOINT MOTION TO DISMISS DEFENDANT
BOSTON SCIENTIFIC CORP. WITH PREJUDICE**

Plaintiffs in this case (listed on the attached Exhibits A-D) and Defendant Boston Scientific Corporation (“BSC”) advise the Court that they have compromised and settled all claims between them in this action, including all counterclaims, cross-claims and third-party claims. Accordingly, the Parties jointly move the Court to dismiss BSC as a defendant in these actions with prejudice, Parties to bear their own costs. Other Defendants remain in these actions, and Plaintiffs will continue to pursue these actions against them.

Dated: July 9, 2018

Respectfully submitted,

By: /s/ Jon A. Strongman

Robert T. Adams – MO Bar #: 34612

Jon A. Strongman – MO Bar #: 53995

SHOOK, HARDY & BACON L.L.P.

2555 Grand Boulevard

Kansas City, Missouri 64108

Telephone: 816.474.6550

Facsimile: 816.421.5547

rtadams@shb.com

jstrongman@shb.com

**COUNSEL FOR DEFENDANT
BOSTON SCIENTIFIC CORP.**

By: /s/ Yvonne M. Flaherty

Yvonne M. Flaherty – MN 267600

LOCKRIDGE GRINDAL NAUEN

Suite 2200

100 Washington Avenue South

Minneapolis, MN 55401

Telephone: 612/339-6900

Facsimile: 612/339-0981

ymflaherty@locklaw.com

COUNSEL FOR PLAINTIFFS

By: /s/ Curtis Brooks Cutter
Curtis Brooks Cutter
KERSHAW CUTTER & RATINOFF
401 Watt Avenue
Sacramento, CA 95864
916/290-9400
916/588-9330 (fax)
bcutter@kcrlegal.com
COUNSEL FOR PLAINTIFFS
ON EXHIBIT A

By: /s/ Merritt E. Cunningham
Merritt E. Cunningham
STAG LIUZZA
Suite 2850
365 Canal Street
New Orleans, LA 70130
504/593-9600
Fax: 504/593-9601
Email: mcunningham@stagliuzza.com
COUNSEL FOR PLAINTIFFS
ON EXHIBIT B

By: /s/ Stephen Dennis Behnke
Stephen Dennis Behnke
WRIGHT & SCHULTE
Suite A
812 East National Road
Vandalia, OH 45377
937/435-7500
Fax: 937/435-7511
Email: sbehnke@legaldayton.com
COUNSEL FOR PLAINTIFFS
ON EXHIBIT C

By: /s/ Carolyn Glass Anderson
Charles S. Zimmerman
Carolyn Glass Anderson
ZIMMERMAN REED
1100 IDS Center
80 South 8th Street
Minneapolis, MN 55402
612/341-0400
612/341-0844 (fax)
charles.zimmerman@zimmreed.com
Carolyn.Anderson@zimmreed.com
COUNSEL FOR PLAINTIFFS
ON EXHIBIT D

CERTIFICATE OF SERVICE

I hereby certify that on July 9, 2018 I electronically filed the foregoing with the Clerk using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in the member cases.

By: /s/ Yvonne M. Flaherty
Yvonne M. Flaherty
LOCKRIDGE GRINDAL NAUEN
Suite 2200
100 Washington Avenue South
Minneapolis, MN 55401
612/339-6900
612/339-0981 (fax)
ymflaherty@locklaw.com

EXHIBIT A: KERSHAW CUTTER & RATINOFF (NKA CUTTER LAW)

CASE NUMBER	CASE NAME
2:16-cv-09086	Christie Caudill and Henry Caudill v. Ethicon, Inc. et al
2:16-cv-10628	Barbara Warick v. Ethicon, Inc. et al

EXHIBIT B: SMITH STAG (NKA STAG LIUZZA)

CASE NUMBER	CASE NAME
2:13-cv-16647	Gerda Anderson v. Ethicon, Inc. et al
2:13-cv-16652	Patricia Ryan v. Ethicon, Inc. et al
2:13-cv-16656	Yvette Conner and Ortha Conner v. Ethicon, Inc. et al
2:13-cv-18678	Brenda Thompson and James Thompson v. Ethicon, Inc. et al
2:13-cv-23588	Linda Smith v. Ethicon, Inc. et al

EXHIBIT C: WRIGHT & SCHULTE

CASE NUMBER	CASE NAME
2:12-cv-07770	Diana J. Altheide and Richard C. Altheide v. Ethicon, Inc. et al
2:13-cv-11767	Rita Smith and Roger Smith v. Ethicon, Inc. et al
2:16-cv-08598	Judy McNally and Eugene McNally v. Ethicon, Inc. et al

EXHIBIT D: ZIMMERMAN REED

CASE NUMBER	CASE NAME
2:13-cv-16530	Anna Timpy v. Ethicon, Inc. et al
2:14-cv-11002	Janice Shoebridge and James Shoebridge v. Ethicon, Inc. et al
2:14-cv-25968	Sandra Jean DeMenge and Stuart D. DeMenge v. Ethicon, Inc. et al
2:14-cv-26817	Rene M. Studniski and Steven J. Studniski v. Ethicon, Inc. et al
2:15-cv-09984	Sharon Samp v. Ethicon, Inc. et al